

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 UNITED STATES OF AMERICA,

Case No. 2:18-CR-00327-JAD-EJY

5 Plaintiff,

**ORDER**

6 v.

7 LAMONT POPE,

8 Defendant.  
9

10 Before the Court is Defendant Lamont Pope's Motion to Construe Defendant's Motion to  
11 Withdraw Guilty Plea as a Motion to Arrest Judgment Pursuant to Fed. R. Crim. P. 34 (ECF No.  
12 75). Rule 34(b) of the Federal Rules of Criminal Procedure requires a defendant to file a motion "to  
13 arrest judgment within 14 days after the court accepts ... a plea of guilty ..." Here, Defendant  
14 entered his guilty plea on August 12, 2019 (ECF No. 64). Thus, Defendant's Motion pursuant to  
15 Rule 34 is untimely.

16 Accordingly,

17 IT IS HEREBY ORDERED that Defendant's Motion to Construe Defendant's Motion to  
18 Withdraw Guilty Plea as a Motion to Arrest Judgment Pursuant to Fed. R. Crim. P. 34 (ECF No. 75)  
19 is DENIED.  
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21 DATED: September 9, 2019  
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23   
24 ELAYNA J. YOUCHAK  
25 UNITED STATES MAGISTRATE JUDGE  
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